

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Emery et al.

Group Art Unit: 1646

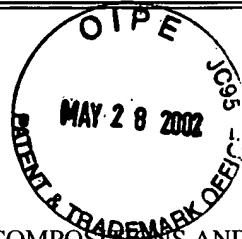
Serial No.: 10/038,504

Examiner: Unknown

Filed: January 3, 2002

Docket No.: 293.00020101

Confirmation No.: 5492



Title: IMMUNIZING COMPOSITIONS AND METHODS OF USE

Assistant Commissioner for Patents

Attn: Box Missing Parts

Washington, D.C. 20231

We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

An itemized return postcard.
 A Petition for Extension of Time for ___ month(s) and a check in the amount of \$___ for the required fee.
 Checks in the amounts of \$ 130.00 and \$ 1,758.00, for missing parts surcharge and application filing fee.
 A certified copy of a ___ application, Serial No. ___, filed _____, the right of priority of which is claimed under 35 U.S.C. §119.
 Other: Communication Re: Missing Parts (1 pg.); copy of Notice to File Missing Parts of Nonprovisional Application (1 pg.); executed Declaration (4 pgs.); executed Election Under 37 C.F.R. §§3.71 and 3.73 and Power of Attorney (1 pg.); copy of Assignment (2 pgs.)

No Additional fee is required. The fee has been calculated as shown:

Fee Calculation for Claims Pending After Amendment					
	Pending Claims after Amendment (1)	Claims Paid for Earlier (2)	Number of Additional Claims (1-2)	Cost per Additional Claim	Additional Fees Required
Total Claims				x \$18 =	
Independent Claims				x \$84 =	
One or More New Multiple Dependent Claims Presented? If Yes, Add \$280 Here →					
Total Additional Claim Fees Required					

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. Triplicate copies of this sheet are enclosed.

MUETING, RAASCH & GEBHARDT, P.A.

Customer Number: 26813



26813

PATENT TRADEMARK OFFICE

By: David L. Provence

Name: David L. Provence

Reg. No.: 43,022

Direct Dial: 612-305-1005

Facsimile: 612-305-1228

CERTIFICATE UNDER 37 CFR §1.10:

"Express Mail" mailing label number: EL888273051US

Date of Deposit: 28 May 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Attn: Box Missing Parts, Washington, D.C. 20231.

By: JACKIE TARBORG
 Name: JACKIE TARBORG

(LARGE ENTITY TRANSMITTAL UNDER RULE 1.10)



PATENT

Docket No. 293.00020101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants): Emery et al.

Group Art Unit: 1646

Serial No.: 10/038,504

Examiner: Unknown

Confirmation No.: 5492

Filed: January 3, 2002

For: IMMUNIZING COMPOSITIONS AND METHODS OF USE

COMMUNICATION RE: MISSING PARTS

Assistant Commissioner for Patents

Attn: Box Missing Parts

Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Application," enclosed is an executed Declaration by the named inventors. Enclosed is our check in the amount of \$130 for the missing parts surcharge. Also enclosed is our check in the amount of \$1,758 for the application filing fee. Please charge any additional fees or credit any over-payment to PTO Deposit Account No. 13-4895.

The application should now be in condition for examination. Please direct any inquiries to the undersigned attorney.

Respectfully submitted for

Emery et al.

By

Muetting, Raasch & Gebhardt, P.A.

P.O. Box 581415

Minneapolis, MN 55458-1415

Telephone (612)305-1220

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Customer Number 26813



26813

PATENT TRADEMARK OFFICE

CERTIFICATE UNDER 37 C.F.R. 1.10:
<p>The undersigned hereby certifies that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated below and is addressed to the Assistant Commissioner for Patents, Attn: Box Missing Parts, Washington, D.C. 20231.</p> <p><i>Jackie Torborg</i> JACKIE TORBORG "Express Mail" mailing label number: EL88273051US Date of Deposit: <u>28 May 2002</u></p>

Date

May 28, 2002

By:

David L. Provence

Reg. No. 43,022

Direct Dial (612)305-1005



O I P E
MAY 28 2002
JCGS
UNITED STATES PATENT AND TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,504	01/03/2002	Daryll A. Emery	293.00020101

CONFIRMATION NO. 5492

26813
MUETING, RAASCH & GEBHARDT, P.A.
P.O. BOX 581415
MINNEAPOLIS, MN 55458

FORMALITIES LETTER



OC000000007718120

Date Mailed: 03/26/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/04/2002 BABRAHA1 00000094 134895 10038504

FILED UNDER 37 CFR 1.53(b)

01 FC:101 740.00 OP
02 FC:102 840.00 OP
03 FC:103 740.00 CH 178.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1758.
 - \$918 for 51 total claims over 20.
 - \$840 for 10 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2628.**

06/04/2002 MBERHE 00000094 10038504
01 FC:101 740.00 OP
02 FC:103 594.00 OP
03 FC:102 420.00 OP
04 FC:998 4.00 OP

A copy of this notice MUST be returned with the reply.

T. M. S. M. A. H.
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/03/2002 MBERHE 00000028 10038504

01 FC:101 740.00 OP
02 FC:105 130.00 OP
03 FC:102 420.00 OP
04 FC:103 458.00 OP
05 FC:105 130.00 OP

Adjustment date: 06/04/2002 MBERHE 00000028 10038504

01 FC:101 740.00 OP
02 FC:105 130.00 OP
03 FC:102 420.00 OP
04 FC:103 458.00 OP

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